

AMENDED IN ASSEMBLY AUGUST 22, 2006

AMENDED IN ASSEMBLY AUGUST 7, 2006

AMENDED IN SENATE MAY 11, 2006

AMENDED IN SENATE APRIL 26, 2006

SENATE BILL

No. 1513

Introduced by Senators Romero and Figueroa

(Principal coauthor: Senator Torlakson)

(Principal coauthors: Assembly Members Liu, Aghazarian, Arambula, Baca, Chan, Garcia, ~~and Houston~~ *Houston, Tran, and Yee*)

February 23, 2006

An act to ~~add Title 19 (commencing with Section 99100) to the Government Code~~ *add Chapter 2.5 (commencing with Section 13996.4) to Part 4.7 of Division 3 of Title 2 of, and to add Title 20 (commencing with Section 99500) to, the Government Code*, relating to international trade and investment.

LEGISLATIVE COUNSEL'S DIGEST

SB 1513, as amended, Romero. California International Trade and Investment Act.

Existing

(1) Existing law provides for various international trade and investment activities in the state, and authorizes the Secretary of Business, Transportation and Housing to accept private sector moneys for the purposes of promoting international trade and investment, subject to specified criteria.

Existing law, until January 1, 2008, requires the Governor to direct the secretary to establish, on a contract basis, and to the extent funds

are available for that purpose, an international trade and investment office in Yerevan, in the Republic of Armenia.

This bill would enact the California International Trade and Investment Act, ~~to~~. *It would* specify that the agency shall be the primary state agency responsible for international trade and investment activities in the state, subject to specified conditions. It would also require the secretary to develop an international trade and investment policy, complete a study on the potential role of the state in global markets, and develop an international trade and investment strategy for the state, subject to specified requirements. It would require the secretary to convene or join a statewide business partnership for international trade and investment to advise on business needs and priorities in that regard. It would also require the secretary to develop an international trade and investment office strategy and authorize the establishment of international trade and investment offices by the agency, subject to specified conditions.

This bill would additionally require the Office of Planning and Research to maintain, and update at least monthly, a full and comprehensive list of all state agreements made with foreign governments, as provided. It would, *with specified exceptions*, require all state *and legislative* employees, as specified, to provide to their ~~agency or department head or other~~ *respective* oversight entity ~~the agency~~, within 30 days of traveling out of the country on official state business ~~relating to trade or investment, or both~~, a memorandum with specified information regarding the trip.

(2) Existing law ~~specifies that the Governor is the sole official source of communication between the government of this state and the government of the United States~~ *sets forth the duties and authority of the Governor and various state officers and agencies with respect to international relations generally.*

This bill would require the state point of contact for the United States Trade Representative, within the ~~Office of the Governor~~ *executive branch*, to perform specified duties with regard to the effect of federal trade policy on the state. *It would also reiterate the duties and authority of the Governor and the various state officers and agencies with respect to international relations.*

Vote: majority. Appropriation: no. Fiscal committee: yes.
State-mandated local program: no.

The people of the State of California do enact as follows:

1 *SECTION 1. This act shall be known and may be cited as the*
2 *California International Trade and Investment Act.*

3 *SEC. 2. Chapter 2.5 (commencing with Section 13996.4) is*
4 *added to Part 4.7 of Division 3 of Title 2 of the Government*
5 *Code, to read:*

6
7 *CHAPTER 2.5. INTERNATIONAL TRADE AND INVESTMENT*
8

9 *13996.4. The Legislature finds and declares all of the*
10 *following:*

11 *(a) The statutory authority for the Technology, Trade, and*
12 *Commerce Agency, including the agency's international trade*
13 *and investment promotion programs, was repealed by Chapter*
14 *229 of the Statutes of 2003, thereby reducing the capacity of state*
15 *government to assist California firms in developing global*
16 *business opportunities.*

17 *(b) The repeal of the statutory authority for the Technology,*
18 *Trade, and Commerce Agency has increased the importance of*
19 *strengthening collaborative linkages among remaining*
20 *California-based international trade and investment promotion*
21 *programs operated at federal, state, regional, and local levels.*
22 *These programs include, but are not limited to, the Centers for*
23 *International Trade Development operated by the California*
24 *Community Colleges, 15 offices of the United States Commercial*
25 *Service within the United States Department of Commerce,*
26 *numerous local and regional World Trade Centers, and public*
27 *and private economic development and trade associations.*

28 *(c) According to data for 2000, international trade and*
29 *investment activity in the state supports one in every seven*
30 *California jobs.*

31 *(d) According to the Public Policy Institute of California:*

32 *(1) Nearly 94 percent of all exporters located in California are*
33 *small- or medium-sized firms. Over 90 percent of businesses in*
34 *California are small businesses and over 50 percent of all*
35 *workers are employed by a small business.*

36 *(2) Exporters are more productive and pay higher wages than*
37 *nonexporters.*

1 (3) *Effective state programs supporting export opportunities*
2 *should identify and respond to differing needs of both*
3 *export-willing and export-ready firms.*

4 (e) *The adequacy of the state's infrastructure, workforce,*
5 *research facilities, manufacturing and service industries, and*
6 *access to capital form the foundation of California's global*
7 *market-related economy.*

8 (f) *California's multicultural and ethnic populations offer*
9 *unique opportunities for international trade and investment.*

10 (g) *United States subsidiaries of foreign companies in*
11 *California employed 561,000 California workers from 2000 to*
12 *2005. This is an increase of 15 percent. In comparison to other*
13 *states, California is an attractive location for international*
14 *employers, ranking first in the United States in the number of*
15 *employees supported by United States subsidiaries.*

16 (h) *California's trade and investment policy is a living*
17 *document that should be regularly updated to reflect emerging*
18 *business trends and the changing needs of California businesses*
19 *and workers.*

20 13996.45. (a) (1) *Subject to paragraph (2), and subject to*
21 *Section 13996.75, the Business, Transportation and Housing*
22 *Agency shall be the primary state agency authorized to do all of*
23 *the following:*

24 (A) *Attract employment-producing foreign investment to the*
25 *state.*

26 (B) *Cooperate in international public infrastructure projects.*

27 (C) *Provide support for California business in accessing*
28 *international markets, including, but not limited to, export*
29 *assistance.*

30 (D) *Engage in other trade or foreign investment related*
31 *activities specifically assigned by the Governor.*

32 (2) *Nothing in this chapter shall be construed to confer powers*
33 *or impose duties upon the agency in conflict with any powers*
34 *conferred or duties imposed upon the Department of Food and*
35 *Agriculture with respect to the promotion of California*
36 *agriculture, fish, and forest exports.*

37 (b) *The international trade and investment activities of the*
38 *agency shall be monitored by the Legislature, and all public*
39 *moneys in its budget expended for those purposes, shall be*
40 *subject to approval by the Legislature.*

1 (c) *The Secretary of Business, Transportation and Housing*
2 *shall develop an international trade and investment policy, which*
3 *shall be consistent with the economic development strategic plan*
4 *prepared by the California Economic Strategy Panel pursuant to*
5 *Section 15570, and shall provide guidance to strategies and*
6 *plans from other agencies and departments related to workforce*
7 *and infrastructure development.*

8 (d) *California's international trade and investment policy*
9 *shall be directed through its state strategy, which shall be based*
10 *on current and emerging market conditions and the needs of*
11 *investors, businesses, and workers to be competitive in global*
12 *markets.*

13 13996.5. (a) *Not later than October 1, 2007, the Secretary of*
14 *Business, Transportation and Housing shall complete a study on*
15 *the potential roles of the state in global markets.*

16 (b) *The study shall include, but not be limited to, all of the*
17 *following:*

18 (1) *A discussion of California's economy and its relationship*
19 *to global markets, including identification of current and*
20 *emerging trends, industries, services, and areas of comparative*
21 *advantage.*

22 (2) *An inventory and gap analysis of existing programs and*
23 *services provided by local, state, federal, and private entities,*
24 *which serve, or could serve, businesses in opening new foreign*
25 *markets for their products, attracting foreign investment to their*
26 *businesses, or generally assisting California businesses in global*
27 *markets.*

28 (3) *An assessment and gap analysis of the current and future*
29 *physical and human infrastructure related to foreign trade and*
30 *investment markets, and the appropriate role for state*
31 *government to improve the infrastructure needs.*

32 (4) *The results of a survey of businesses on their needs and*
33 *priorities related to foreign trade and investment. The study may*
34 *rely on current surveys prepared by trade organizations or*
35 *academic centers dedicated to economic development, or other*
36 *surveys, as appropriate.*

37 (5) *An examination of how best to coordinate and leverage*
38 *existing local, state, and federal organizations, programs, and*
39 *services related to international trade and investment.*

1 (6) *An assessment of unique opportunities and challenges in*
2 *developing businesses and attracting investment along the border*
3 *and in historically underserved urban and rural areas.*

4 (c) (1) *The study shall make recommendations on policies,*
5 *programs, and funding needs for the next three years, seven*
6 *years, and over the long term.*

7 (2) *Recommendations may include infrastructure*
8 *improvements, workforce training needs, incentives for business*
9 *or investors, and need for international trade and investment*
10 *offices in relation to the international trade and investment needs*
11 *of the state.*

12 (3) *To the extent international trade and investment offices are*
13 *found to be appropriate, the study may make general*
14 *recommendations on the administration, oversight, and mission*
15 *or missions of the offices.*

16 (4) *The study shall recommend priorities for state activities*
17 *and funding related to international trade and investment. The*
18 *priorities shall be based on the assessment of current and*
19 *emerging market trends, the inventory and gap analysis of*
20 *programs and services, the assessment of current and future*
21 *infrastructure and workforce needs, and input by the business*
22 *community.*

23 (5) *The study shall recommend an organizational structure for*
24 *the state administration of international trade and investment*
25 *policies, programs, and services.*

26 (d) *During the course of the study, the secretary shall consult*
27 *with other agencies, boards, and commissions that have statutory*
28 *responsibilities related to workforce development, infrastructure,*
29 *business, and international trade and investment including, but*
30 *not limited to, the Economic Strategy Panel, the California*
31 *Commission on Industrial Innovation, the Office of the Small*
32 *Business Advocate, the California Transportation Commission,*
33 *the California Community Colleges, the University of California,*
34 *the California State University, the Workforce Investment Board,*
35 *the Employment Training Panel, and the California Energy*
36 *Commission.*

37 (e) *The results of the study shall be submitted to the Chief*
38 *Clerk of the Assembly and the Secretary of the Senate. A copy of*
39 *the study shall be provided to the Speaker of the Assembly, the*
40 *President pro Tempore of the Senate, and the chairs of the*

1 *Assembly Committee on Jobs, Economic Development, and the*
2 *Economy and the Senate Committee on Business, Professions*
3 *and Economic Development, or the successor committees with*
4 *jurisdiction over international trade and economic development*
5 *programs.*

6 *13996.55. (a) Based on the study prepared pursuant to*
7 *Section 13996.5, the Secretary of Business, Transportation and*
8 *Housing shall provide to the Legislature, not later than February*
9 *1, 2008, a strategy for international trade and investment that, at*
10 *a minimum, includes all of the following:*

11 *(1) Policy goals, objectives, and recommendations necessary*
12 *to implement a comprehensive international trade and investment*
13 *program for the State of California. This information shall be*
14 *provided in a fashion that clearly indicates priority within the*
15 *overall strategy.*

16 *(2) Measurable outcomes and timelines for the goals,*
17 *objectives, and actions for the international trade and investment*
18 *program.*

19 *(3) Identification of impediments for achieving goals and*
20 *objectives.*

21 *(4) Identification of key stakeholder partnerships that will be*
22 *used in implementing the strategy.*

23 *(5) Identification of options for funding recommended actions.*

24 *(6) Identification of an international trade and investment*
25 *organizational structure for the state administration of*
26 *international trade and investment policies, programs, and*
27 *services.*

28 *(b) The strategy shall be developed in consultation with the*
29 *California Economic Strategy Panel. In the course of developing*
30 *the strategy, the secretary shall also consult with other agencies,*
31 *boards, and commissions that have statutory responsibilities*
32 *related to workforce development, infrastructure, business, and*
33 *international trade and investment including, but not limited to,*
34 *the California Commission on Industrial Innovation, the Office of*
35 *the Small Business Advocate, the California Transportation*
36 *Commission, the California Community Colleges, the University*
37 *of California, the California State University, the Workforce*
38 *Investment Board, the Employment Training Panel, and the*
39 *California Energy Commission.*

1 (c) The strategy shall be submitted to the Chief Clerk of the
2 Assembly and the Secretary of the Senate. A copy of the strategy
3 shall be provided to the Speaker of the Assembly, the President
4 pro Tempore of the Senate, and the chairs of the Assembly
5 Committee on Jobs, Economic Development, and the Economy
6 and the Senate Committee on Business, Professions and
7 Economic Development, or the successor committees with
8 jurisdiction over international trade and economic development
9 programs.

10 (d) (1) The strategy shall be reviewed in at least one public
11 hearing by the relevant policy and fiscal committees of each
12 house of the Legislature. The hearings shall be held within 60
13 days of the strategy being submitted to the Legislature. If the
14 strategy is submitted when the Legislature is in recess, the
15 hearings shall occur within 60 days of the members convening.

16 (2) The legislative committees may make recommendations to
17 the secretary on the strategy, and the secretary may modify the
18 strategy accordingly.

19 (e) The secretary shall report to the fiscal committees of the
20 Legislature on or before February 1, 2009, and by that date each
21 year thereafter, on how the Governor's proposed budget relates
22 to the strategy.

23 (f) The strategy shall be updated pursuant to the procedures of
24 this section at least once every five years.

25 13996.6. (a) The Secretary of Business, Transportation and
26 Housing shall convene a statewide business partnership for
27 international trade and investment no later than March 1, 2007.

28 (b) The business partnership shall include representatives
29 from small, medium, and large businesses and industries, as well
30 as nongovernmental organizations and government
31 representatives.

32 (c) The business partnership shall advise the secretary on
33 business needs and strategy priorities as they relate to
34 international trade and investment. This information shall be
35 used in establishing the needs and priorities in the plan
36 developed pursuant to Section 13996.5 and the strategy
37 developed pursuant to Section 13996.55, and for any other uses
38 as determined by the secretary.

39 13996.65. (a) (1) The Secretary of Business, Transportation
40 and Housing is prohibited from establishing any international

1 *trade and investment office unless the following conditions are*
2 *met:*

3 *(A) The secretary determines that, based on a review of the*
4 *international trade and investment policies and the*
5 *recommendations and priorities established in the international*
6 *trade and investment strategy developed pursuant to Section*
7 *13996.55, it is appropriate to consider establishing international*
8 *trade and investment offices.*

9 *(B) The secretary prepares a separate international trade and*
10 *investment office strategy, that meets the requirements and*
11 *conditions of this section.*

12 *(C) The international trade and investment office strategy*
13 *receives statutory authorization pursuant to the requirements and*
14 *conditions of this section.*

15 *(D) The secretary submits a business plan to the Legislature,*
16 *that meets the requirements of Section 13996.7.*

17 *(2) This chapter does not apply to any international trade and*
18 *investment office established pursuant to Section 13997.1.*

19 *(b) If the secretary determines that opening international trade*
20 *and investment offices is in the best interest of the state, the*
21 *secretary shall develop a strategy for selecting, opening, and*
22 *managing international trade and investment offices.*

23 *(c) The international trade and investment office strategy shall*
24 *conform to at least all of the following requirements:*

25 *(1) It shall be based on the needs and priorities of California's*
26 *businesses.*

27 *(2) It shall be consistent with the resources and priorities of*
28 *the overall trade and investment strategy submitted to the*
29 *Legislature pursuant to Section 13996.55.*

30 *(3) It shall define the program's goals, objectives, and*
31 *timelines for achieving quantifiable targets. Individual offices*
32 *may have separate missions or play different roles within the*
33 *overall international trade and investment office strategy. To the*
34 *extent that the proposed offices are expected to assist businesses*
35 *in opening new markets, these activities shall be targeted*
36 *primarily to small- and medium-sized businesses.*

37 *(4) It shall outline the Business, Transportation and Housing*
38 *Agency's management and oversight responsibilities, funding*
39 *levels, and activities.*

1 (5) *It shall outline how international trade and investment*
2 *office locations will be selected by the secretary and approved by*
3 *the Governor, including the general geographic locations,*
4 *number of offices, a process for determining how long an office*
5 *should remain operational, and duties undertaken by the offices.*

6 (6) *It shall define how the offices will be funded, including*
7 *funding for oversight and monitoring.*

8 (7) *It shall consider how offices will be staffed, including*
9 *staffing levels and types of positions needed to operate the offices*
10 *proposed in the international trade and investment office*
11 *strategy.*

12 (8) *It shall provide a conflict-of-interest policy and gift policy.*

13 (9) *It shall provide for the appointment of a senior level*
14 *international trade and investment office manager as described*
15 *in subdivision (c) of Section 99106.*

16 (d) *The international trade and investment office strategy shall*
17 *be submitted to the Chief Clerk of the Assembly and the Secretary*
18 *of the Senate. A copy of the strategy shall be provided to the*
19 *Speaker of the Assembly, the President pro Tempore of the*
20 *Senate, and the chairs of the Assembly Committee on Jobs,*
21 *Economic Development, and the Economy and the Senate*
22 *Committee on Business, Professions and Economic Development,*
23 *or the successor committees with jurisdiction over international*
24 *trade and economic development programs.*

25 (e) (1) *The international trade and investment office strategy*
26 *shall be reviewed in at least one public hearing by the relevant*
27 *policy and fiscal committees of each house of the Legislature.*
28 *The hearings shall be held within 60 days of the strategy being*
29 *submitted to the Legislature. If the strategy is submitted when the*
30 *Legislature is in recess, the hearings shall occur within 60 days*
31 *of the members convening.*

32 (2) *The legislative committees may make recommendations to*
33 *the secretary on the strategy, and the secretary may modify the*
34 *strategy accordingly.*

35 (f) *The international trade and investment office strategy shall*
36 *be updated no less than every five years from the date that the*
37 *first strategy is submitted to the Chief Clerk of the Assembly and*
38 *the Secretary of the Senate.*

1 (g) *The international trade and investment office strategy shall*
2 *be implemented only upon statutory authorization by the*
3 *Legislature.*

4 13996.7. (a) *Except as specified in Section 13997.1,*
5 *international trade and investment offices are prohibited from*
6 *being established except under the conditions specified in the*
7 *international trade and investment office strategy described in*
8 *Section 13996.65. Except as specified in Section 13997.1, no*
9 *office may be established except as provided in this chapter.*

10 (b) *In establishing offices pursuant to this section, the*
11 *secretary shall submit to the Legislature a business plan for each*
12 *proposed office, which shall include, but not be limited to, all of*
13 *the following:*

14 (1) *The mission of the office, goals, objectives, and timelines*
15 *for achieving quantifiable targets.*

16 (2) *The level of staffing and staff expertise requirements*
17 *needed to successfully operate the office.*

18 (3) *The proposed terms for the operation of the offices,*
19 *including the duration and oversight needed for office*
20 *operations.*

21 (4) *How the opening of the office relates to the international*
22 *trade and investment office strategy and the overall international*
23 *trade and investment strategy.*

24 (c) (1) *The international trade and investment offices shall be*
25 *under the direction of a manager of international trade and*
26 *investment offices within the agency, to be designated by the*
27 *secretary. The manager shall be an individual with experience in*
28 *management and oversight of public agencies or experience in*
29 *international trade, investments, or global business.*

30 (2) *No international trade and investment office shall be*
31 *opened until the position of the manager of international trade*
32 *and investment offices is filled within the agency.*

33 (3) *The position of the manager of the international trade and*
34 *investment offices shall be a state employee position funded and*
35 *staffed in a manner consistent with the international trade and*
36 *investment office strategy.*

37 (d) (1) *Each office established pursuant to this chapter shall*
38 *submit a report to the agency by December 1 of each year on*
39 *meeting its goals, objectives, and timelines as outlined in its*
40 *business plan.*

1 (2) *The secretary shall provide a summary of the reports to the*
2 *relevant policy committees of each house of the Legislature, as*
3 *set forth in paragraph (2) of subdivision (f), by the following*
4 *February 1 of each year.*

5 (e) *The agency shall conduct an annual performance review of*
6 *each office for the first three years of the office's operation. After*
7 *this term, upon the determination of the secretary, the*
8 *performance reviews may be undertaken at a longer interval, but*
9 *not to exceed five years. If the secretary determines that an*
10 *extended interval is appropriate for a particular office, this shall*
11 *be clearly indicated in the secretary's annual report to the*
12 *Legislature on the activities of the offices.*

13 (f) (1) *The secretary shall contract for an independent study*
14 *of the operations and effectiveness of the international trade and*
15 *investment offices established pursuant to this section at the*
16 *conclusion of the first two years of operation and at four year*
17 *intervals after the initial study.*

18 (2) *The report on the results of the study shall be submitted to*
19 *the Chief Clerk of the Assembly and the Secretary of the Senate*
20 *no later than two years after the opening of the first office*
21 *pursuant to this chapter. A copy of the report shall be provided to*
22 *the Speaker of the Assembly, the President pro Tempore of the*
23 *Senate, and the chairs of the Assembly Committee on Jobs,*
24 *Economic Development, and the Economy and the Senate*
25 *Committee on Business, Professions and Economic Development,*
26 *or the successor committees with jurisdiction over international*
27 *trade and economic development programs.*

28 (g) *International trade and investment offices shall be funded*
29 *only according to the international trade and investment office*
30 *strategy authorized pursuant to subdivision (g) of Section*
31 *13996.65, except as provided for in Section 13997.1. All nonstate*
32 *sources of funding shall be identified on the agency Web site by*
33 *name and the amount contributed. The agency shall be*
34 *responsible for all state administrative and oversight costs. The*
35 *agency shall also be responsible for some portion of the costs of*
36 *each office, not to exceed one hundred thousand dollars*
37 *(\$100,000) per office.*

38 (h) *Consistent with the international trade and investment*
39 *office strategy, the secretary shall make a determination by*
40 *September 1 of each year that sufficient funds have been*

1 *appropriated in the annual Budget Act to meet its oversight and*
2 *management responsibilities related to the proper operation of*
3 *the offices. If, in the opinion of the secretary, insufficient funding*
4 *has been provided, the secretary shall notify the Joint Legislative*
5 *Budget Committee and submit a budget change proposal to*
6 *request sufficient funding.*

7 *13996.75. The Controller shall not allocate any state funds to*
8 *the Business, Transportation and Housing Agency for*
9 *international trade and investment activities if any of the*
10 *following conditions occur:*

11 *(a) The strategy for international trade and investment has not*
12 *been submitted to the Legislature pursuant to subdivision (a) of*
13 *Section 13996.55 by May 1, 2008, or the strategy update*
14 *required by subdivision (f) of that section has not been completed*
15 *within six years of the completion of the original strategy or the*
16 *most recent update, as applicable.*

17 *(b) The report to the fiscal committees of the Legislature*
18 *required by subdivision (e) of Section 13996.55 has not been*
19 *submitted by May 1 of the year in which it is due.*

20 *(c) The summary required by paragraph (2) of subdivision (d)*
21 *of Section 13996.7 has not been submitted to the Legislature by*
22 *May 1 of the year in which it is due.*

23 *(d) The determination required by subdivision (h) of Section*
24 *13996.7 has not been made by December 1 of the year in which it*
25 *is due.*

26 *SEC. 3. Title 20 (commencing with Section 99500) is added*
27 *to the Government Code, to read:*

28
29 *TITLE 20. INTERNATIONAL RELATIONS*
30

31 *99500. (a) The Governor is the primary state officer*
32 *representing California's interest in international affairs, to the*
33 *extent that representation is not in conflict with federal law or*
34 *the California Constitution, and except as otherwise specified in*
35 *this title, to the extent this title is not in conflict with federal law*
36 *or the California Constitution.*

37 *(b) The Lieutenant Governor is the chair of the California*
38 *Commission for Economic Development, to improve trade*
39 *opportunities for California. The Legislature finds that the*
40 *commission has developed international partnerships that*

1 *provide venues for foreign companies to do business in the state*
2 *and for California-based companies to access foreign markets.*

3 *(c) The Attorney General is the chief law officer of California*
4 *and as such assists the federal government in defending against*
5 *international challenges to California laws.*

6 *(d) The Secretary of State oversees the International Business*
7 *Relations Program, which aims to develop stronger connections*
8 *between the international business community and the state by*
9 *assisting foreign business entities with the various filing*
10 *processes and procedures in California.*

11 *(e) The Department of Food and Agriculture is the primary*
12 *state agency for the promotion of California agriculture, fish,*
13 *and forest exports.*

14 *(f) The Resources Agency and the California Environmental*
15 *Protection Agency are the primary state agencies for the*
16 *promotion of international exchange of environmental protection*
17 *technologies, alternative energy technologies, and the promotion*
18 *of the transfer of environmental technology to and from the state.*

19 *(g) The Business, Transportation and Housing Agency is the*
20 *primary state agency responsible for international trade and*
21 *investment activities in areas other than those covered by the*
22 *Department of Food and Agriculture.*

23 *(h) Subdivisions (a) to (f), inclusive, are declaratory of, and do*
24 *not constitute a change in, existing law.*

25 *99501. (a) (1) The state point of contact, within the*
26 *executive branch, acts, in compliance with federal practice, as*
27 *the liaison between the state and the Office of the United States*
28 *Trade Representative on trade-related matters.*

29 *(2) The state point of contact who, in compliance with federal*
30 *practice, receives updates from the federal government on trade*
31 *policies, is often provided the opportunity to review and comment*
32 *on ongoing trade negotiations.*

33 *(b) The state point of contact shall, in addition to any other*
34 *duties assigned by the Governor, do all of the following:*

35 *(1) Promptly disseminate correspondence or information from*
36 *the United States Trade Representative to the appropriate state*
37 *agencies and departments and legislative committees.*

38 *(2) Work with the appropriate state agencies and departments,*
39 *and the Legislature, to review the effects on the California*
40 *environment, and California businesses, workers, and general*

1 *lawmaking authority, of any proposed or enacted trade*
2 *agreement provisions, and communicate those findings to the*
3 *United States Trade Representative.*

4 *(3) Serve as liaison to the Legislature on matters of trade*
5 *policy oversight.*

6 *99502. (a) The Office of Planning and Research shall*
7 *maintain and update, a full and comprehensive list of all state*
8 *agreements made with foreign governments. The list shall be*
9 *updated within 30 days of the effective date of each new*
10 *agreement. The list shall include at least all of the following:*

11 *(1) The dates of enactment or approval and termination.*

12 *(2) The agency, department, board, commission, or other*
13 *governmental entity responsible for implementation.*

14 *(3) Activities proposed.*

15 *(4) Expected outcomes.*

16 *(b) Agencies may separately maintain detailed information or*
17 *reports on these activities as those agencies determine to be*
18 *appropriate, but that information or those reports shall not be*
19 *deemed to meet the requirements of this section.*

20 *99503. (a) (1) All state employees working under the*
21 *jurisdiction of an agency secretary shall, within 30 days of*
22 *traveling out of the country on official state business provide, to*
23 *the secretary to whom they report, a memorandum detailing*
24 *dates of the trip, countries and localities visited, a description of*
25 *attendees of any official meetings or events, and the goals,*
26 *outcomes, and followup expected from the trip. However,*
27 *attendance at formal conferences may be described in more*
28 *general detail, including dates, location, types of groups*
29 *represented in the audience, and general topics covered during*
30 *the course of the conference.*

31 *(2) Except as provided in paragraphs (3) and (4), state*
32 *employees who do not work within an agency structure shall*
33 *report the information as described in paragraph (1) to the*
34 *Governor's office.*

35 *(3) Legislative employees shall provide the information as*
36 *described in paragraph (1) to their respective Committee on*
37 *Rules.*

38 *(4) State employees working under the jurisdiction of a*
39 *constitutional officer shall provide the information as described*

1 *in paragraph (1) to the constitutional officer to whom they*
2 *report.*

3 *(5) Except as provided in paragraphs (3) and (4), state*
4 *employees who undertake official state business that could*
5 *impact California international trade or investment shall also*
6 *provide a copy of the memorandum to the Secretary of the*
7 *Business, Transportation, and Housing Agency.*

8 *(b) Travel out of the country on official state business when*
9 *the Governor, a Member of the Legislature, or a constitutional*
10 *officer, or all of these persons, is present, is exempt from the*
11 *requirements of subdivision (a).*

12 ~~SECTION 1. The Legislature finds and declares all of the~~
13 ~~following:~~

14
15
16 **All matter omitted in this version of the bill**
17 **appears in the bill as amended in the**
18 **Assembly, August 7, 2006. (JR11)**
19